IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6996 OF 2004

Shri N.S.Sonar ...Petitioner

Versus

Jan Seva Mandal & Ors. ...Respondents

.....

Mr.D.N.Salvi with Ms.S.J.Patwardhan

for Petitioner.

Mr.A.H.Palekar, A.G.P. for Respondents.

.....

CORAM: A.M.KHANWILKAR, J.

AUGUST 31, 2004.

P.C.

1. Learned Counsel submits that the Education Officer has passed the impugned order so as to give effect to the order passed by this Court dated 1st August 2003 in Civil Application No.69 of 2001 in Writ Petition No.1273 of 1991. It is further submitted that the said order passed by this Court on 1st August 2003 is subject to further order to be passed in the main Writ Petition No.1273 of

1991, which is stated to be still pending. If the said Writ Petition is still pending the appropriate course is to hear both the Writ Petitions together.

2. Issue notice before admission, returnable in the week commencing from 28th September 2004. To be heard with Writ Petition No.1273 of 1991. Mr.Palekar, A.G.P. waives notice for Respondents.

3. Petitioner undertakes to serve the Respondents. That be done by Advocate’s notice, either personally or by courier/speed post/ e-mail/fax, and file an affidavit of service on or before the returnable date, failing which, the matter to stand dismissed for non-prosecution, without further reference to the Court.

A.M.KHANWILKAR, J.